

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

March 23, 2009

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 23rd day of March, 2009 at 9:00 a.m. in the Commissioners' Room of the Quay County Courthouse, Tucumcari, New Mexico for the purpose of taking care of any business that may come before them.

PRESENT & PRESIDING:

Franklin McCasland, Chairman
Robert Lopez, Member
Bill Curry, Member
Richard Primrose, County Manager
Ellen White, County Clerk

OTHERS PRESENT:

Larry Moore, Quay County Road Superintendent
Colette Vanderpool, Quay County Manager's Office
Mary Ann Molinas, Tucumcari Library Director
Jeanne Moralez, Nurse Manager, Tucumcari Public Health
Donald Adams, Quay County Fire Marshall
Anthony Elebario, Quay County Detention Center Administrator
Catherine Bugg, KTNM/KQAY Radio Station
Thomas Garcia, Quay County Sun

The meeting was called to order by Chairman Franklin McCasland. Donald Adams led the Pledge of Allegiance.

A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the minutes from the March 9, 2009 regular session. MOTION carried with all members voting "aye".

A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve the agenda as presented. MOTION carried with all members voting "aye".

PUBLIC COMMENTS: NONE

Mary Ann Molinas, Tucumcari Public Library Director requested approval of Judy Ross as the Representative for Quay County on the Library Board. Ross has been the County's Representative on the Board for a number of years. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the recommendation as presented. MOTION carried with all members voting "aye". Molinas informed the Commissioners that she would like to amend the Library Board's By-Laws to allow for two year terms for this appointment prior to next years request.

Jeanne Moralez, RN-Nurse Manager informed the Commissioners of a partnership between the New Mexico Department of Health and Southwest Pharmacy to provide adult vaccinations to all State, County, City and School employees and their families with Express Scripts or Catalyst prescription cards. The vaccines offered are Flu, Pneumonia, Diphtheria/Tetanus, Diphtheria/Tetanus and Pertussis, Hepatitis A & B, Measles, Mumps and Rubella,

Meningococcal, Varicella, Shingles Vaccine-Zostavax, and HPV-Gardasil. Moralez offered to set up a clinic for the County and their employees. As well, Moralez will set up clinics for the volunteer fire departments. Information for these vaccines was left by Moralez and will be distributed to the employees.

Donald Adams, Quay County Fire Marshall presented the following items for approval:

1. Requested approval on behalf of the Forrest and Porter Fire Districts to apply for a Grant. Forrest is requesting \$8,804.00 and Porter \$16,049.00 through the Grant. The Grants will require a 10% match by each department. A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve the request. MOTION carried with all members voting "aye".
2. PERA applications for Jordan Fire District, Porter Fire District, Rural 2 Fire District, and Rural 3 Fire District. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve applications. MOTION carried with all members voting "aye". Copies of said applications are attached and made a part of these minutes.
3. Presented Resolution No. 42 establishing an open fire ban throughout the County of Quay excluding those lands within municipalities. A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve said Resolution. MOTION carried with all members voting "aye". A copy of said Resolution is attached and made a part of these minutes. Adams stated this Resolution stays in effect until it is rescinded by the Board of Commissioners.

A MOTION was made by Bill Curry, SECONDED by Robert Lopez to table Item No. 4; PMS Update until later in the meeting. MOTION carried with all members voting "aye".

Larry Moore, Quay County Road Superintendent gave the following report:

1. Presented the 2009 Quay County Road Certification with mileage totaling 1,163.11 miles. A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve the 2009 Certification as presented. MOTION carried with all members voting "aye". A copy of said Certification is attached and made a part of these minutes.
2. Presented Change Order #2 regarding the reconstruction of Quay Road AI. This Change Order allows for the finishing touches including but not limited to striping, guard rails and signage to complete the GRIP II project. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the Change Order. MOTION carried with all members voting "aye". A copy of said Order is attached and made a part of these minutes.
3. Requested approval to dispose of fixed assets that are no longer useful to the County. A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve the disposal of items. MOTION carried with all members voting "aye". A list of items are attached and made a part of these minutes.
4. Received an application from Robert Earl to install a water line across Quay Road 93. The application and fee have been received. Earl was informed it was his responsibility to contact One-Call prior to digging. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the application. MOTION carried with all members voting "aye".
5. Moore attended the RPO meeting held in Angel Fire. The Stimulus projects continue to be the main item of concern. Bridges will not be included in the Stimulus funding. It is still unclear how much money will be received by New Mexico.
6. Received \$125,000.00 for the Road Reclaimer and should receive the \$300,000.00 remaining due to the County this week.

Cheri Nipp, PMS System Director and Becky Wallace, PMS Administrator joined the meeting. Time noted 9:50 a.m.

7. Moore reported the Reclaimer is performing way above expectations. The drivers can't keep up so they are now loading straight from the Pit. Chairman McCasland requested Moore contact him the next time he goes to Nara Visa so he can see the machine in operation.
8. Gary Girard is going to allow the County to start pulling water from his property while they are working in the Nara Visa area.

A MOTION was made by Bill Curry, SECONDED by Robert Lopez to return to the tabled Item No. 4; PMS update. MOTION carried with all members voting "aye".

Cheri Nipp, Presbyterian Medical Services System Director informed the Commissioners of the 2008 statistics for indigent care in Quay County. It was noted that over \$260,000.00 of care was provided to residents of Quay County. 31% of that amount was for patients seen at the Logan Clinic and 45% was in the Tucumcari Clinic. Encounters for the year totaled 3300. Nipp stated this number was low due to the shortage of providers at the Clinics. The clinic in Tucumcari will soon be open 10 hour days as a result of the two new providers being available at the Tucumcari Clinic. Days of operation will be Monday through Friday with expanded hours.

Becky Wallace, PMS Administrator presented the February 2009 Monthly RPHCA Report. Wallace stated with the two providers being located at the Tucumcari Clinic, the staff will be focusing on public awareness of what the Clinic provides. A copy of said RPHCA Report is attached and made a part of these minutes.

Commissioner Curry asked Wallace and Nipp to schedule some type of Open House so the Commissioners can welcome the new providers. Chairman McCasland suggested doing something following one of the April meetings.

Chairman McCasland requested a ten minute break. Time noted 10:05 a.m.

Return to regular session. Time noted 10:15 a.m.

Anthony Elebario, Quay County Detention Center Administrator updated the Commissioners on the status of the Control Boards at the Detention Center. Elebario stated wiring for the new cameras will be installed this week. Equipment should begin being installed on May 11. The work must be complete by the end of June 2009.

County Manager, Richard Primrose presented the following report:

1. Presented an Amended Plat for Eighteen62 at Ute Lake Ranch Filing No. 2. This amended plat allows for utility easements. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the amended plat as presented. MOTION carried with all members voting "aye".
2. Union Pacific has requested a meeting for April 8th or 9th, 2009 with the residents, county officials and any other stakeholders regarding the closing of railroad crossings in Quay County. When a firm time and date has been set, Primrose will notify everyone involved. This will only be a work session and should not be considered a Public Hearing.
3. Presented the Gross Receipts update and stated the County is holding its own.

4. Received an email from Representative Dennis Roch regarding SB 443. This Bill made reference to funding for buildings and the road department in Quay County. Chairman McCasland requested Primrose contact Roch and invite him to a meeting and allow him to update the County following the legislative session.
5. Keith Henderson, Emergency Management Services coordinator will make a presentation at the next commission meeting on April 13, 2009.
6. Plateau Telecommunications had a representative contact each Department Head regarding the new phone systems that will be installed in a few weeks.
7. House Bill 406 and 407 did not pass according to Steve Copelman. These Bills involved inmates from Detention Centers being released for good time at the discretion of the jail administrator and approved by the Commissioners.
8. Primrose viewed two wooden bridges near San Jon with a representative from Engineers, Inc. An estimate for repairs will be forthcoming based on the repairs suggested by the State.
9. Attended the RPO meeting in Angel Fire and the EPCOG meeting in Clovis.
10. Responses to the Audit findings have been submitted to Kelly McFarland, CPA. McFarland stated the Audit should be ready to go to the State Auditor in April.

Chairman McCasland requested the Commissioners appoint a Representative to the Juvenile Drinking Task Force per the request of Don Schutte, Quay County Attorney. A MOTION was made by Bill Curry, SECONDED by Franklin McCasland to appoint Commissioner Robert Lopez. MOTION carried with all members voting "aye".

UNDER OTHER BUSINESS: NONE

A MOTION was made by Robert Lopez, SECONDED by Bill Curry, to go into Executive Session pursuant to the Open Meetings Act 10-15-1(H)7 NMSA to discuss pending litigation; Lee Stone vs. Board of County Commissioners. MOTION carried with Lopez voting "aye", Curry voting "aye" and McCasland voting "aye". Time noted 10:45 a.m.

-----EXECUTIVE SESSION-----

A MOTION was made by Robert Lopez, SECONDED by Bill Curry that only pending litigation; Lee Stone vs. Board of County Commissioners was discussed during Executive Session and no action was taken. MOTION carried with Lopez voting "aye", Curry voting "aye" and McCasland voting "aye".

Return to regular session. Time noted 11:50 a.m.

CHECKS WERE REVIEWED. A MOTION was made by Bill Curry SECONDED by Robert Lopez to approve the expenditures as presented. MOTION carried with all members voting "aye". A copy of the expenditure report is attached and made a part of these minutes.

A MOTION was made by Robert Lopez, SECONDED by Bill Curry to go into session as the Indigent Claim Board. MOTION carried with all members voting "aye". Time noted 11:55 a.m.

-----INDIGENT CLAIMS BOARD-----

Return to regular session. Time noted 12:05 p.m.

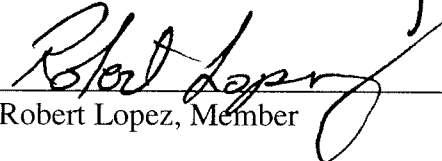
Chairman McCasland announced the Commissioners would be having lunch following the adjournment of this meeting at the Pow Wow Restaurant. The public is welcome to attend.

There being no further business, a MOTION was made by Robert Lopez, SECONDED by Bill Curry to adjourn the regular meeting of the Board of Quay County Commissioners until the next regular meeting set for April 13, 2009, unless sooner called. MOTION carried with all members voting "aye". Time noted 12:15 p.m.

BOARD OF QUAY COUNTY COMMISSIONERS


Franklin D. McCasland, Chairman


Bill Curry, Member


Robert Lopez, Member

ATTEST:


Ellen L. White, County Clerk